



United States Attorney  
Southern District of New York

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

December 19, 2022

**BY ECF**

The Honorable Jed S. Rakoff  
United States District Judge  
Southern District of New York  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street  
New York, NY 10007

**Re: *United States v. Ishmael Benreuben*, 22 Cr. 698 (JSR)**

Dear Judge Rakoff:

The Government respectfully requests that the time between today and the arraignment scheduled for January 12, 2023 be excluded pursuant to the provisions of the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A). The defendant was indicted on December 19, 2022, *see* ECF No. 8, and the Court has scheduled the arraignment and initial conference for January 12, 2023. While it is the Government's position that the Speedy Trial clock does not begin to run until the date the defendant is arraigned, out of an abundance of caution, the Government seeks the proposed exclusion between today and the date of arraignment. The Government respectfully submits that the ends of justice served by granting the proposed exclusion outweigh the best interests of the public and the defendant in a speedy trial, as the proposed exclusion will allow the Government time to assemble and produce discovery, the defendant time to review such discovery, and the parties an opportunity to discuss the possibility of a pretrial resolution of this case. Defense counsel has informed the Government that he consents to this request.

Respectfully submitted,

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cc (by ECF): Eric Breslin, Esq.